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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/002,952	11/15/2001	Nobuyuki Takamori	70801-56710	5464
21874	7590	06/05/2007		
EDWARDS ANGELL PALMER & DODGE LLP			EXAMINER	
P.O. BOX 55874			ANGEBRANNDT, MARTIN J	
BOSTON, MA 02205			ART UNIT	PAPER NUMBER
			1756	
			MAIL DATE	DELIVERY MODE
			06/05/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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10/002,952

EXAMINER

ART UNIT

PAPER


20070601

DATE MAILED:

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Commissioner for Patents

The PTO-90C mailed 2/21/07 is vacated, including the comments and this. The IDS of 11/15/01 did not include a PTO-1449 or any references, The subsequent office action (10/3/03) noted this and the applicant made a resubmission of the IDS documents with the response of 02/05/2004. The applicant's reply brief of 01/16/07 has been received and entered into the record. Efforts have been made to expunge these comments from the record.



Martin J Angebranndt
Primary Examiner
Art Unit: 1756

Angebrannt, Martin

From: Nolan, Patrick
Sent: Friday, June 01, 2007 11:01 AM
To: Angebrannt, Martin
Subject: RE: remand

Fine, thanks

From: Angebrannt, Martin
Sent: Friday, June 01, 2007 10:57 AM
To: Nolan, Patrick
Subject: RE: remand

Patrick

how does this look ?

The PTO-90C mailed 2/21/07 is vacated, including the comments and this. The IDS of 11/15/01 did not include a PTO-1449 or any references, The subsequent office action (10/3/03) noted this and the applicant made a resubmission of the IDS documents with the response of 02/05/2004. The applicant's reply brief of 01/16/07 has been received and entered into the record. Efforts have been made to expunge these comments from the record.

martin

-----Original Message-----

From: Nolan, Patrick
Sent: Friday, June 01, 2007 6:33 AM
To: Angebrannt, Martin
Subject: RE: remand

Martin, Thanks for the e-mail. My apologies for the delay in responding, I was on vacation for about a week. We at the BPAI are pretty strict on what cannot be written in a Reply Brief Noted. In essence the Appellant gets the last word in the Reply Brief, unless the Examiner gets authorization to write a supplemental Examiner's answer and even then Appellant still gets two months to respond. So in this case, your additional comments are considered additional arguments, which is not appropriate for a reply brief noted. Please mail a PTOI-90 vacating the Reply Brief noted mailed 2-27-07 and remail either a supplemental Examiner's answer with your points and a Group Director's signature or just an acknowledgement of the reply brief of 1-16-07. Lastly, please include your explanation of the IDS in the PTOL-90 so as to ensure the case is reviewed appropriately when back at the BPAI.

I hope this helps.

Patrick

thanks,

martin